

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE ALHAMBRA, CALIFORNIA 91803-1331 Telephone: (626) 458-5100 http://dpw.lacounty.gov

ADDRESS ALL CORRESPONDENCE TO: P.O. BOX 1460 ALHAMBRA, CALIFORNIA 91802-1460

February 09, 2010

The Honorable Board of Supervisors County of Los Angeles 383 Kenneth Hahn Hall of Administration 500 West Temple Street Los Angeles, California 90012

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS COUNTY OF LOS ANGELES

21 FEBRUARY 9, 2010

SACHI A. HAMAI EXECUTIVE OFFICER

LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40, ANTELOPE VALLEY ANNEXATION 40-126 (4-190), LOCAL AGENCY FORMATION COMMISSION DESIGNATION 2006-42

NEGOTIATED PROPERTY TAX EXCHANGE RESOLUTION (SUPERVISORIAL DISTRICT 5)

(3 VOTES)

SUBJECT

This action is to adopt the Negotiated Property Tax Exchange Joint Resolution associated with the annexation of territory into Los Angeles County Waterworks District No. 40, Antelope Valley.

IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY OF THE LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40, ANTELOPE VALLEY:

- 1. Find that the adoption of the Negotiated Property Tax Exchange Joint Resolution for Annexation 40-126 (4-190) and the resulting share of the ad valorem tax is for the purpose of meeting the operation, maintenance, and capital project expenses of Los Angeles County Waterworks District No. 40, Antelope Valley, and therefore is exempt from the California Environmental Quality Act.
- 2. Adopt the Joint Resolution approving and accepting the negotiated exchange of property tax revenue resulting from Annexation 40-126 (4-190), Local Agency Formation Commission Designation 2006-42 to Los Angeles County Waterworks District No. 40, Antelope Valley.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The Honorable Board of Supervisors 2/9/2010 Page 2

Annexation 40-126 (4-190) to the Los Angeles County Waterworks District No. 40, Antelope Valley (District), includes approximately 10.15 acres of vacant land in the City of Lancaster. This area is proposed for the construction of single-family residences to be served by the District upon annexation of this territory to the District.

The governing bodies of the respective taxing entities have adopted the Joint Resolution based on the negotiated exchange of property tax revenue related to the proposed annexation to the District. In order for the Local Agency Formation Commission (LAFCO) of Los Angeles County to proceed with the required hearings on the proposed annexation, your Board, as the governing body of the County, acting on behalf of the County of Los Angeles Public Library, the Consolidated Fire Protection District of Los Angeles County, and the District, must also adopt the enclosed Joint Resolution. The Joint Resolution will transfer a portion of the annual property tax increment attributable to the proposed annexation area from the County and other taxing entities to the District. Each of the affected agencies' share of the annual property tax increment will be adjusted accordingly.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provision of Operational Effectiveness (Goal 1) and Community and Municipal Services (Goal 3) by collecting the applicable tax revenue to provide effective and efficient delivery of water to future customers within the annexed area.

FISCAL IMPACT/FINANCING

The property owner requesting the proposed annexation will pay all required fees associated with this action.

The Joint Resolution will transfer to the District a portion of the annual property tax increment from each of the affected County taxing entities, which include County General Fund, the County of Los Angeles Public Library, and the Consolidated Fire Protection District of Los Angeles County; together with the Lancaster Cemetery District, Antelope Valley Mosquito and Vector Control District, County Sanitation District No. 14 of Los Angeles County, Antelope Valley Resource Conservation District, the City of Lancaster, and the Antelope Valley-East Kern Water Agency. The annexation area is within the City of Lancaster Community Redevelopment Agency (CRA), Redevelopment Project Area #6, and as such, no property taxes will be transferred to the District until such time as the redevelopment project is terminated.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Section 99 of the Revenue and Taxation Code requires that prior to the effective date of any jurisdictional change, the governing bodies of all agencies whose service areas or service responsibilities will be altered by such change must negotiate a reallocation of property tax revenue between the affected agencies and approve and accept such reallocation by resolution.

The governing bodies of the respective taxing entities have adopted the Joint Resolution based on the negotiated exchange of property tax revenue related to the proposed annexation to the District.

Adoption of the Joint Resolution by your Board will allow LAFCO to schedule the required public hearing to consider testimony on the proposed annexation. LAFCO will subsequently take action to approve, approve with changes, or disapprove the proposal. The Joint Resolution has also been

The Honorable Board of Supervisors 2/9/2010 Page 3

approved as to form by County Counsel.

ENVIRONMENTAL DOCUMENTATION

This action and proposed Joint Resolution is to fund operation and maintenance expenses and capital projects within the existing service area of the District and are, therefore, exempt from the California Environmental Quality Act (CEQA) pursuant to Section 21080(b)(8) of the Public Resources Code and Section 15273(a) of the CEQA Guidelines.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

This action will allow the District to provide water service to the annexed area and will not have any negative impact on existing services or planned projects.

CONCLUSION

Please return one adopted copy of this letter and one signed original of the Joint Resolution to LAFCO; one adopted copy of this letter and one copy of the Joint Resolution to the Department of Public Works, Waterworks Division; and one adopted copy of this letter and one signed original of the Joint Resolution to the County Assessor.

The Honorable Board of Supervisors 2/9/2010 Page 4

Respectfully submitted,

Hair Farher

GAIL FARBER
Director

GF:AA:ea

Enclosures

c: Assessor

Auditor-Controller

Chief Executive Office (Lari Sheehan)

County Counsel

County Sanitation Districts of Los Angeles

County

Executive Office

Fire Department

Public Library

LAFCO

City of Lancaster

Lancaster Cemetery District

Antelope Valley Mosquito and Vector Control

District

Antelope Valley Resource Conservation District

Antelope Valley-East Kern Water Agency

WHEREAS, pursuant to Section 99.01 of the Revenue and Taxation Code, in the case of any jurisdictional change that will result in a special district providing one or more services to an area where those services have not previously been provided by any local agency, the special district and each local agency that receives an apportionment of property tax revenue from the area may negotiate an exchange of property tax revenue generated in the area subject to the jurisdictional change and attributable to those local agencies; and

- The Los Angeles County Waterworks District No. 40, Antelope Valley; County of Los Angeles Public Library; the Consolidated Fire Protection District of Los Angeles County; Lancaster Cemetery District; Antelope Valley Mosquito and Vector Control District; Antelope Valley Resource Conservation District; the City of Lancaster; and Antelope Valley-East Kern Water Agency have determined that the amount of property tax revenue to be exchanged between their respective agencies as a result of the annexation proposal identified as Annexation 40-126 (4-190) is approved and accepted.
- 2. For fiscal years commencing on or after July 1, 2010, or the July 1 after the effective date of this jurisdictional change, whichever is later, the property tax revenue increment generated from the area within Annexation 40-126 (4-190) shall be allocated to the affected agencies as indicated in the enclosed worksheets (Exhibits A and B).
- 3. No transfer of property tax revenues other than those specified in Paragraph 2 shall be made as a result of Annexation 40-126 (4-190).
- 4. If at any time after the effective date of this Joint Resolution the calculations used herein to determine initial property tax transfers or the data used to perform those calculations are found to be incorrect, thus producing an improper or inaccurate property tax transfer, the property tax transfer shall be recalculated, the corrected transfer shall be implemented for the next fiscal year, and any amounts of property tax received in excess of that which is proper shall be refunded to the appropriate agency.

The foregoing Resolution was adopted on the 4th day of February, 2010, by the Board of Supervisors of the County of Los Angeles as the governing body of the Los Angeles County Waterworks District No. 40, Antelope Valley.





SACHI A. HAMAI Executive Officer of the Board of Supervisors of the County of Los Angeles

Deputy

APPROVED AS TO FORM:

ANDREA SHERIDAN ORDIN County Counsel

Deput

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- 1. The Los Angeles County Waterworks District No. 40, Antelope Valley; County of Los Angeles Public Library; the Consolidated Fire Protection District of Los Angeles County; Lancaster Cemetery District; Antelope Valley Mosquito and Vector Control District; County Sanitation District No. 14 of Los Angeles County; Antelope Valley Resource Conservation District; the City of Lancaster; and Antelope Valley-East Kern Water Agency have determined that the amount of property tax revenue to be exchanged between their respective agencies as a result of the annexation proposal identified as Annexation 40-126 (4-190) is approved and accepted.
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PASSED, APPROVED, AND ADOPTED this <u>OB</u> day of <u>April</u>, 2009, by the following vote:

AYES: 3

NOES:

ABSENT: Ø

ABSTAIN:

Chairperson, Board of Directors
Lancaster Cemetery District

ATTEST:

Secretary

WHEREAS, pursuant to Section 99.01 of the Revenue and Taxation Code, in the case of any jurisdictional change that will result in a special district providing one or more services to an area where those services have not previously been provided by any local agency, the special district and each local agency that receives an apportionment of property tax revenue from the area, may negotiate an exchange of property tax revenue generated in the area subject to the jurisdictional change and attributable to those local agencies; and

- 1. The Los Angeles County Waterworks District No. 40, Antelope Valley; County of Los Angeles Public Library; the Consolidated Fire Protection District of Los Angeles County; Lancaster Cemetery District; Antelope Valley Mosquito and Vector Control District; County Sanitation District No. 14 of Los Angeles County; Antelope Valley Resource Conservation District; the City of Lancaster; and Antelope Valley-East Kern Water Agency have determined that the amount of property tax revenue to be exchanged between their respective agencies as a result of the annexation proposal identified as Annexation 40-126 (4-190) is approved and accepted.
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PASSED, APPROVED, AND ADOPTED this 28 day of April, 2009, by the following vote:
AYES: 5
NOES:
ABSENT: &
ABSTAIN: &
Chairperson, Board of Trustees Antelope Valley Mosquito and Vector Control
ATTEST:
~ 1.0

WHEREAS, pursuant to Section 99.01 of the Revenue and Taxation Code, in the case of any jurisdictional change that will result in a special district providing one or more services to an area where those services have not previously been provided by any local agency, the special district and each local agency that receives an apportionment of property tax revenue from the area, may negotiate an exchange of property tax revenue generated in the area subject to the jurisdictional change and attributable to those local agencies; and

- 1. The Los Angeles County Waterworks District No. 40, Antelope Valley; County of Los Angeles Public Library; the Consolidated Fire Protection District of Los Angeles County; Lancaster Cemetery District; Antelope Valley Mosquito and Vector Control District; County Sanitation District No. 14 of Los Angeles County; Antelope Valley Resource Conservation District; the City of Lancaster; and Antelope Valley-East Kern Water Agency have determined that the amount of property tax revenue to be exchanged between their respective agencies as a result of the annexation proposal identified as Annexation 40-126 (4-190) is approved and accepted.
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PASSED, APPROVED, AND ADOPTED this day of April, 2009, by the following vote:

AYES:

NOES:
ABSENT: |

ABSTAIN:
Chairperson, Board of Directors

Antelope Valley Resource

Conservation District

ATTEST:

Secretary

WHEREAS, pursuant to Section 99.01 of the Revenue and Taxation Code, in the case of any jurisdictional change that will result in a special district providing one or more services to an area where those services have not previously been provided by any local agency, the special district and each local agency that receives an apportionment of property tax revenue from the area, may negotiate an exchange of property tax revenue generated in the area subject to the jurisdictional change and attributable to those local agencies; and

- 1. The Los Angeles County Waterworks District No. 40, Antelope Valley; County of Los Angeles Public Library; the Consolidated Fire Protection District of Los Angeles County; Lancaster Cemetery District; Antelope Valley Mosquito and Vector Control District; County Sanitation District No. 14 of Los Angeles County; Antelope Valley Resource Conservation District; the City of Lancaster; and Antelope Valley-East Kern Water Agency have determined that the amount of property tax revenue to be exchanged between their respective agencies as a result of the annexation proposal identified as Annexation 40-126 (4-190) is approved and accepted.
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PASSED, APPROVED, AND ADOPTED this <u>22nd</u> day of <u>April</u>, 2009, by the following vote:

AYES:

Three (3)

NOES:

None

ABSENT:

None

ABSTAIN:

None

Chairperson, Board of Directors
County Sanitation District No. 14
of Los Angeles County

ATTEST:

Secretary

WHEREAS, pursuant to Section 99.01 of the Revenue and Taxation Code, in the case of any jurisdictional change that will result in a special district providing one or more services to an area where those services have not previously been provided by any local agency, the special district and each local agency that receives an apportionment of property tax revenue from the area, may negotiate an exchange of property tax revenue generated in the area subject to the jurisdictional change and attributable to those local agencies; and

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PASSED, APPROVED AND ADOPTED this 28th day of April, 2009, by the following vote:

AYES: Council Members: Mann, Sileo, Vice Mayor Smith, Mayor Parris

NOTES: None

ABSTAIN: None

ABSENT: Council Member Marquez

Ronald D. Smith, Vice Mayor

City of Lancaster

ATTEST:

Geri K. Bryan, CMC, City Clerk

City of Lancaster

WHEREAS, pursuant to Section 99.01 of the Revenue and Taxation Code, in the case of any jurisdictional change that will result in a special district providing one or more services to an area where those services have not previously been provided by any local agency, the special district and each local agency that receives an apportionment of property tax revenue from the area, may negotiate an exchange of property tax revenue generated in the area subject to the jurisdictional change and attributable to those local agencies; and

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	PASSED, A the following	PPROVED, AND ADOPTE vote:	ED this 38th day of April, 2009, by
	AYES:	7	
	NOES:	0	
	ABSENT:	0	
	ABSTAIN:	0	Chairperson, Board of Directors Antelope Valley-East Kern Water Agency
	ATTEST:		
_	Mds	A Me	

TRA: Account No. Annexation Number: Effective Date: Annexation To: 5711 40-126(4-190), LAFCO 2006-42 047.04 Waterworks District # 40 ANTELOPE VALLEY July 1, 2009

Based on their 2007-08 Tax Sharing Ratios Waterworks District # 40, Antelope Valley

0.005738766

Accnt No. Taxing Agency 400.01 300.10 047.04 Waterworks Dist # 40 ANTELOPE VALLEY 717.06 529.06 529.01 400.21 400.15 400.00 717.02 529.07 186.01 68.05 66.45 CO SANIT DIST NO 14 OPERATING 53.30 LANCASTER CEMETERY DISTRICT 3.01 Total ANTELOPE VALLEY UNION HIGH SCH CONSOL. FIRE PRO.DIST.OF L.A.CO ANTELOPE VY JT. COMMUNITY COLL ANTELOPE VY.UN.HI.-ELEM SCH FD. COUNTY SCHOOL SERVICES **EDUCATIONAL REV AUGMENTATION FD** ANTELOPE VY.-EAST KERN WATER AGY CITY-LANCASTER TD#1 RP 6 ANTELOPE VY RESOURCE CONSER DIST ANTELOPE VLY MOSQ & VECTOR CONTR LA COUNTY LIBRARY L.A. COUNTY ACCUM CAP OUTLAY CO.SCH.SERV.FD.- ANTELOPE VALLEY LANCASTER SCHOOL DISTRICT CHILDREN'S INSTIL TUITION FUND **EDUCATIONAL AUG FD IMPOUND** LACFIRE-FFW DEV CTR HDCPD MINOR LANCASTER CO.SCH.SERV.FD.- LANCASTER LOS ANGELES COUNTY GENERAL Tax Share 0.000000000 0.000000000 0.428557910 1.000000000 0.026823690 0.047327064 0.000354947 0.096601814 0.000833673 0.010518859 0.054909473 0.002777854 0.001399666 0.000000000 0.018959357 0.067588245 0.000935183 0.030263620 0.001989171 0.001580304 0.006085884 0.173526804 0.028853668 0.000112814 Current 3 (2) = (1) / Total 100.0000% Percent 17.3527% 42.8558% 0.0000% 0.005738766 0.000000000 4.7327% 9.6602% 0.0000% 0.0935% 2.6824% 0.0355% 0.0834% 1.0519% 5.4909% 0.2778% 0.1400% 0.0000% 1.8959% 6.7588% 3.0264% 0.1989% 0.1580% 0.6086% 2.8854% 0.0113% 0.005738766 0.000153935 0.005738766 Dist Share Proposed 0.000271599 0.000002037 0.000554375 0.000004784 0.000060365 0.000315113 0.000015941 0.000008032 0.000000000 0.000000000 0.000108803 0.000387873 0.000005367 0.000173676 0.000011415 0.000009069 0.000034925 0.000995830 0.000165584 0.000000647 0.002459394 0.005738766 -0.004352584 (4) = (2) * (3)Dist Share Alloc of 0.000000000 -0.000005367 -0.000108803 -0.000173676 -0.000009069 Adjustments -0.000387873 -0.000011415 -0.000995830 -0.000165584 -0.002494966 0.000000000 0.000000000 Allocation Exempt <u>(5</u> (6) = (1) + (5)1.000000000 0.004352584 0.002777854 0.018850554 0.067200372 0.030089944 0.001571235 0.426062944 0.026823690 0.047327064 0.000354947 0.096601814 0.000833673 0.010518859 0.054909473 0.001399666 0.000000000 0.000000000 0.000929816 0.001977756 0.006085884 0.172530974 0.028688084 0.000112814 **Net Share** New

⁽¹⁾ Current share as reflected in the Auditor's ATI distribution in AF 49. Must total 1.000000000

⁽²⁾ Must total 100%.(3) Weighted average waterworks district share as verified by Auditor

⁽⁴⁾ Must total share reflected in Column (3).

⁽⁵⁾ Reflects exemption for school entities and County general fund obligation for debt service and FFW

⁽⁶⁾ Final share distributions to be reflected in tax transfer resolution

TRA: Account No. Effective Date: Annexation To: Annexation Number: 51.75 5711 40-126(4-190), LAFCO 2006-42 July 1, 2009 Waterworks District # 40 - ACO FUND

Based on their 2007-08 Tax Sharing Ratios Waterworks District # 40, ACO FUND

0.005546063

Accnt No 400.15 400.00 051.75 Waterworks Dist # 40 ACO FUND 529.01 300.10 186.01 400.21 400.01 529.06 717.02 68.05 ANTELOPE VY RESOURCE CONSER DIST 66.45 CO SANIT DIST NO 14 OPERATING 61.05 53.30 47.04 7.30 CONSOL FIRE PRODIST.OF LA.CO 3.01 LA COUNTY LIBRARY 1.05 EDUCATIONAL AUG FD IMPOUND ANTELOPE VLY MOSQ & VECTOR CONTR LANCASTER CEMETERY DISTRICT WATERWORKS DIST #40 - ANTELOPE VALLE ANTELOPE VY.-EAST KERN WATER AGY CITY-LANCASTER TD#1 RP6 **EDUCATIONAL REV AUGMENTATION FD** ANTELOPE VY.JT. COMMUNITY COLL ANTELOPE VY.UN.HI.-K.P.S.-ELEM CO.SCH.SERV.FD.- ANTELOPE VALLEY ANTELOPE VALLEY UNION HIGH SCH DEV CTR HDCPD MINOR LANCASTER CO.SCH.SERV.FD.- LANCASTER CHILDREN'S INSTIL TUITION FUND COUNTY SCHOOL SERVICES L.A. COUNTY ACCUM CAP OUTLAY LOS ANGELES COUNTY GENERAL LANCASTER SCHOOL DISTRICT LACFIRE-FFW Tax Share 1.000000000 0.000000000 0.000354947 0.096601814 0.000833673 0.067200372 0.026823690 0.047327064 0.010518859 0.054909473 0.002777854 0.001399666 0.000000000 0.000000000 0.018850554 0.000929816 0.030089944 0.001977756 0.004352584 0.001571235 0.006085884 0.172530974 0.02868808 0.000112814 0.426062944 Current 3 (2) = (1) / Total 100.0000% Percent 17.2531% 42.6063% 0.0000% 0.005546063 0.0000000000 0.0355% 9.6602% 0.0834% 1.0519% 5.4909% 0.2778% 0.1400% 0.0000% 0.0000% 6.7200% 0.0930% 0.1571% 0.4353% 2.6824% 1.8851% 3.0090% 0.1978% 0.6086% 2.8688% 0.0113% 0.005546063 0.000148766 0.005546063 0.000001969 0.005546063 Dist Share Proposed ω 0.000262479 0.000535760 0.000004624 0.000058338 0.000304531 0.000015406 0.000007763 0.000000000 0.000000000 0.000104546 0.000372698 0.000005157 0.000166881 0.000010969 0.000008714 0.000024140 0.000033753 0.000956868 0.000159106 0.000000626 0.002362972 0.005546063 -0.004206428 (4) = (2) * (3)Dist Share Alloc of 0.000000000 Adjustments -0.000104546 -0.000372698 -0.000005157 -0.00016688 -0.000010969 -0.000008714 -0.002397350 -0.000024140 -0.000956868 -0.000159106 0.000000000 0.000000000 Allocation Exempt Exempt Exempt Exempt Exempt Exempt Exempt Exempt Exempl Exempt Exempt (6) = (1) + (5)1.000000000 0.004206428 0.002777854 0.000000000 0.018746007 0.066827674 0.047327064 0.000354947 0.096601814 0.000833673 0.010518859 0.054909473 0.001399666 0.000000000 0.000924659 0.029923063 0.001966787 0.001562521 0.423665593 0.026823690 0.004328444 0.006085884 0.171574107 0.028528978 0.000112814 **Net Share** New

⁽¹⁾ Current share as reflected in the Auditor's ATI distribution in AF 49. Must total 1.000000000

⁽²⁾ Must total 100%.

⁽³⁾ Weighted average waterworks district share as verified by Auditor (4) Must total share reflected in Column (3).

⁽⁵⁾ Reflects exemption for school entities and County general fund obligation for debt service and FFW.(6) Final share distributions to be reflected in tax transfer resolution.